



12-13-06

RCE

Doc Code:

PTO/SB/30 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/828,905
Filing Date	April 21, 2004
First Named Inventor	Richard Kunkel
Art Unit	3751
Examiner Name	Fetsuga, Robert M.
Attorney Docket Number	42526-2800

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 19-2814. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	12-12-06
Name (Print / Type)	Albin H. Gess	Registration No.	25,726

CERTIFICATE

I hereby certify that this correspondence is being deposited in an envelope addressed to: Mail Stop RCE, Commissioner for the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print / Type)	

This collection of information is required by 37 CFR 1.114. The information process) an application. Confidentiality is governed by 35 U.S.C. 12: including gathering, preparing, and submitting the completed application the amount of time you require to complete this form and/or suggest Trademark Office, U.S. Department of Commerce, P.O. Box 1450, ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P

If you need assistance in compl

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 C.F.R. §1.10)

I hereby certify that the following correspondence is being deposited with the United States Postal Service with sufficient postage as "Express Mail No. EV 632760684 US addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA on December 12, 2006

Date

Signature
MARC FREGOSO
Typed or Printed Name

12/12/2006 10:00:00 AM 10828905

750.00 DA